

**RHODE ISLAND DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
DIVISION OF AIR RESOURCES
AIR POLLUTION CONTROL REGULATION NO. 16**

OPERATION OF AIR POLLUTION CONTROL SYSTEMS

16. Operation of Air Pollution Control Systems

16.1 Approved Operation

Any air pollution control system shall be operated according to its design specifications whenever the source on which it is installed is in operation or is emitting air contaminants.

16.2 Malfunctions

In the case of malfunction of any air pollution control system, all reasonable measures shall be taken to assure resumption of the designed control efficiency as soon as possible. In the event that the malfunction of an air pollution control system is expected or may reasonably be expected to continue for longer than 24 hours and if the owner or operator wishes to operate the source on which it is installed at any time beyond that period, the Director shall be petitioned for a variance under Section 23-25-15 of the General Laws of Rhode Island, as amended. Such petition shall include, but is not limited to, the following:

- (a) Identification of the specific air pollution control system and source on which it is installed;
- (b) The expected period of time that the air pollution control system will be malfunctioning or out of service;
- (c) The nature and quantity of air contaminants likely to be emitted during said period;
- (d) Measures that will be taken to minimize the length of said period;
- (e) The reasons that it would be impossible or impractical to cease the source operation during said period.